

**UNITED STATES DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT
Buffalo Field Office
Buffalo, Wyoming**

**SURFACE USE
CONDITIONS OF APPROVAL**

POD Name: Willow Creek Additions III

Operator: Encore Energy Partners Operating, LLC

CX#	Well Name	Well #	Qtr	Sec	TWP	RNG	Lease #
WY070-CX15-43	FEDERAL	34-2	SWSE	2	45N	77W	WYW128454
WY070-CX15-44	FEDERAL	12-11	SWNW	11	45N	77W	WYW128464
WY070-CX15-45	FEDERAL	21-11	NENW	11	45N	77W	WYW128464
WY070-CX15-46	FEDERAL	32-11	SWNE	11	45N	77W	WYW128464
WY070-CX15-47	FEDERAL	34-11	SWSE	11	45N	77W	WYW128455
WY070-CX15-48	FEDERAL	41-11	NENE	11	45N	77W	WYW128464
WY070-CX15-49	FEDERAL	43-11	NESE	11	45N	77W	WYW128455
WY070-CX15-50	FEDERAL	12-13	SWNW	13	45N	77W	WYW89851
WY070-CX15-51	FEDERAL	14-13	SWSW	13	45N	77W	WYW146849
WY070-CX15-52	FEDERAL	41-14	NENE	14	45N	77W	WYW128455

The following impoundments, previously approved for use in association with the water management plan for the Willow Creek POD, are approved for use in association with the water management strategy for the 11 resubmitted Willow Creek Additions III POD wells:

Impoundment Name / Number	Existing/ New	BLM Identifier	Legal Description	Surface Owner/Mineral Lease Number
P2-1	New	2-45-77 NWSE	45N77W Section 2 NWSE	Fee/Fee
P3-1	New	3-45-77 SWSW	45N77W Section 3 SWSW	Fee/WYW128454
P10-1	New	10-45-77 NWNW	45N77W Section 10 NWNW	Fee/Fee
P24-1	New	24-45-77 NENW	45N77W Section 3 NENW	Fee/WYW89856
P30-1	New	30-46-76 NWSE	46N76W Section 30 SENW	Fee/WYW72471
P31-1	New	31-46-76 SWNW	46N76W Section 31 SWNW	Fee/WYW128456
EX 29-1	Existing	29-46-76 SENW	46N76W Section 30 SENW	Fee/Fee
EX 33-1	Existing	33-46-76 SENW	46N76W Section 30 SENW	Fee/Fee

Impoundment Name / Number	Existing/ New	BLM Identifier	Legal Description	Surface Owner/Mineral Lease Number
P2969S Wilson Stock Reservoir	Existing	31-46-76 NESW	46N76W Section 31 NESW	Fee/Fee
P104435 Hood Draw Sec 25 Stock Reservoir	Existing	25-46-77 NWNE	46N76W Section 25 NWNE	Fee/WYW85361
P8682R Parkman Disposal Reservoir	Existing	31-46-76 NWSW	46N76W Section 31 NWSW	Fee/Fee

Conditions of Approval (COAs):

1. The operator will comply with all the COA's identified in the original Willow Creek POD and subsequent sundries for this POD.
2. A preconstruction onsite must be held with a BLM NRS (Eric Holborn(307) 684-1044) prior to any construction or drilling of the approved POD.
3. All infrastructure, including engineering slopes stakes, must be field staked prior the preconstruction meeting and construction of the project.
4. In addition to the original POD COAs, the following will provide a measure of protection to nesting migratory birds:
 - A. Migratory birds shall be effectively excluded from all facilities that pose a mortality risk, including, but not limited to, heater treaters, flare stacks, and secondary containment where escape may be difficult or wildlife toxicants are present.
 - B. Habitat removal is prohibited during the migratory bird nesting season (May 1 – Aug 1) unless a nesting survey performed by a biologist confirms an absence of nesting birds in the disturbance area. This measure will apply to the 34-2, 41-11, 14-13, 2-11, 21-11 and 32-11 wells and their access.
 1. Results of the nesting survey must be submitted in writing to a Buffalo BLM biologist prior to commencement of activities.
 2. If the survey shows an absence of nesting birds, then habitat can be removed within 10 days of the survey. After 10 days a new survey is required.
 3. If the survey shows nesting birds are present within the habitat that will be removed, then the activity will be delayed until nestlings have fledged.
 4. Exceptions for alternate timelines or specific activities will be evaluated by a BLM biologist on a case by case basis.